



# MINUTES

## BOARD OF SUPERVISORS, COUNTY OF MONO

### STATE OF CALIFORNIA

Regular Meetings: The First, Second,  
And Third Tuesday of each month

#### REGULAR MEETING

County Courthouse  
Bridgeport, California 93517

December 5, 2006

9:11 a.m. **Call meeting to Order by Chairman Farnetti** (Clerk: Robles took pictures of the Board)

**Pledge of Allegiance led by Supervisor Hunt**

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of interest of the public that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

#### DEPARTMENT REPORTS/EMERGING ISSUES

Tom Wallace addressed the Board regarding the evaluation of the Solid Waste Regulation (Permitting and Inspections). Richard Blood introduced by Dennis Lampson. Detailed information can be found in the *Meeting Notes*.

#### COUNTY ADMINISTRATIVE OFFICE

- 1) **CAO Report and Tracking Report re Board Assignments (David Wilbrecht)**  
**ACTION:** Receive brief oral report by County Administrative Officer (CAO) regarding his activities. Review and potentially revise Tracking Report of Board assignments.

Dave Wilbrecht addressed the Board. He attended the CSAC Conference last week.

#### CLOSED SESSIONS

***Entered Closed Session @ 9:22 a.m. thru 10:23 a.m. (No Reports)***

- 2) **CONFERENCE WITH LABOR NEGOTIATORS.** Government Code section 54957.6. Agency designated representatives: Dave Wilbrecht, Marshall Rudolph, Robert Garret, Brian Muir, and Greg Busey. Employee organization: Mono County Sheriff's Officers' Association (aka Deputy Sheriffs' Association).
- 3) **CONFERENCE WITH LABOR NEGOTIATORS.** Government Code section 54957.6. Agency designated representatives: Dave Wilbrecht, Marshall Rudolph, Robert Garret, and Brian Muir. Employee organization: Local 39 (MCPE).

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- 4) **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION.** Government Code § 54956.9 (a). Name of Case: *Edward G. Lanpher and June M. Kronholz v. County of Mono.*
- 5) **APPROVAL OF MINUTES:**  
Regular Meeting of November 7, 2006  
M06-210 *(Hazard/Bauer 5-0)*

## CONSENT AGENDA

### BOARD OF SUPERVISORS

- 6) Appointments  
**NO ACTION:** 1. Review applications and reappoint Dave Marquart and appoint Zane Davis to the Mono Basin Regional Planning Advisory Committee.
- Reid: I've been speaking with Chris Lizza. There are two applications in the packet although I've received two more at home. I would like to suspend this until I receive the rest of the applications (hopefully until 12/19/2006).
- M06-211 Appointments  
**ACTION:** 2. Review applications and appoint Holly Gallagher and Rocky Scholl to the Birchim Community Services District.  
*(Hazard/Reid 5-0)*

### SHERIFF-CORONER

- 7) Contract with Schat.Net for Communications Site Fees  
M06-212 **ACTION:** Request the Board of Supervisors authorize Sheriff Daniel A. Paranick to enter into a contract on behalf of the County with Schat.Net for use of Casa Diablo radio site and payment of associated rental fees with changes noted by County Counsel.  
*(Hazard/Hunt 5-0)*

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### COMMUNITY DEVELOPMENT

- 8) Resolution alleging the existence of a public nuisance on APN 60-180-05, Crowley Lake Drive **(Nick Criss)**

**R06-120 ACTION:** (1) Adopt **Resolution (R06-120)** alleging the existence of a Public Nuisance on APN 60-180-05, Crowley Lake Drive. (2) January 9, 2007 @ 10:00 a.m. Bridgeport Board Chambers to determine whether a public nuisance, as set forth in the attached Resolution, exists. (3) Direct the clerk to give notice of that hearing in accordance with Mono County Code section 7.20.050. (4) Refer the matter to the Code Compliance Specialist to file a written report in accordance with section 7.20.040 of the Mono County Code. See Declaration of Nick Criss, Code Compliance Specialist submitted in support of the request made herein. Receive oral staff report. **(Hazard/Hunt 5-0)**

***Recess taken @ 11:02 a.m. thru 11:13 a.m.***

### ***Public Hearing***

- 9) Ordinances prohibiting parking on certain County-plowed roads from November 1 to April 15 and prohibiting overnight parking on portions of Crowley Lake Drive and South Landing Road **(Stacey Simon)**

**Ord06-14 ACTION:** (1) Conduct a public hearing on proposed **Ordinances** prohibiting parking from November 1 through April 15 on portions of County-plowed roads within the communities of Crowley Lake, Hot Creek, Sunny Slopes, Tom's Place, Aspen Springs, and Swall Meadows and prohibiting overnight parking on portion of Crowley Lake Drive and South Landing Road in Crowley Lake. (2) Adopt **Ordinance (Ord06-14)** amending Chapter 11.05 of the Mono County Code to designate additional roads where parking is prohibited during the snow removal season and amending Chapters 11.05, 11.04, and 11.25 of the Mono County Code to update penalties for parking violations and set forth post storage procedures. (3) Adopt **Ordinance (Ord-15)** amending sections 11.23.020 and 11.23.040 and adding section 11.23.045 to the Mono County Code to prohibit the parking of vehicles on certain streets and highways in Crowley Lake, Mono County, impose fines for violations of Chapter 11.24 and set forth post storage procedures. (4) Adopt **Resolution (R06-119)** setting the amount of the penalty for violations of the parking restrictions imposed by Mono County Code Chapters 11.04, 11.05, 11.24, and 11.25 at \$37.00 and the amount of the late payment penalty of \$15.00. (5) Provide any desired direction to staff. **(Hazard/Hunt 5-0)**

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**COMMUNITY DEVELOPMENT**

- 10)** Mono County Multi-Jurisdictional Local Hazard Mitigation Plan  
**(Haven Kiers/Scott Burns)**

**NO ACTION:** (1) Accept the addendum to the previously certified Mono County General Plan FEIR. (2) Approve **Resolution** adopting the Mono County Multi-Jurisdictional Local Hazard Mitigation Plan. ***Continued to 12/12/2006 agenda.***

Haven Kiers (924-1809) and Scott Burns addressed the Board. *Detailed information on presentation available in the Meeting Notes.*

**COUNTY COUNSEL**

- 11)** Walker River Mediation **(Stacey Simon)**

**ACTION:** Receive staff report from County Counsel regarding termination of court-sanctioned mediation in the case of *United States of America and Walker River Paiute Tribe v. Walker River Irrigation District* concerning the waters of the Walker River (U.S. Dist. Court, Northern District of Nevada, Case NO. C-125, subfiles B and C.). Provide any desired direction to staff.

Stacey Simon addressed the Board. There has been an ongoing mediation process (3 years now). It's a very complicated issue and different issues at stake. All those present are defendants in this situation. The mediation has concluded. There is a report to the court (filed this afternoon). Our next court hearing is December 8<sup>th</sup>. The report describes the same and each party concurs in that recommendation. Hunt/Simon: There may be some other type of mediation. Supervisor Reid is planning to attend a meeting on this process next week (per invitation by the University of Nevada). I think it's very important that Stacey Simon goes along. Farnetti: You started this process 11 years ago. The Board concurs. *Taking* can mean a lot of different things. Down-zoning is a form of a *taking* argument. *Continued discussion in the Meeting Notes. Item continued to 12/12/2006.*

***Continued with Closed Session @ 12:22 p.m. thru 1:20 p.m.***

**ADJOURNMENT @ 1:30 p.m.**

Adjourn meeting and reconvene in regular session of **December 12, 2006**, at the hour of 9:00 a.m. in the Board Chambers, County Courthouse, Bridgeport, California.

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